

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional)
9579-39

In re Application of REGINALD M. GORCZYNSKI

Application Number 09/917,278

Filed July 30, 2001

For Methods of Treating Cancer by Administering Antibodies to OX-2

Art Unit 1644

Examiner Phillip Gambel

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- ☐ One month (37 CFR 1.17(a)(1)) \$
- ☐ Two months (37 CFR 1.17(a)(2)) \$
- ☒ Three months (37 CFR 1.17(a)(3)) \$840 (see attached letter)
- ☐ Four months (37 CFR 1.17(a)(4)) \$
- ☐ Five months (37 CFR 1.17(a)(5)) \$

- ☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ 420.00 (see attached letter).

- ☒ A check in the amount of the fee is enclosed.

- ☐ Payment by credit card. Form PTO-2038 is attached.

- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 02-2095.

I have enclosed a duplicate copy of this sheet.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☒ attorney or agent of record. Registration Number 40,261

☐ attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). _____

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Aug. 31, 2004

Date

416-957-1682

Telephone Number

Signature

MICHELINE GRAVELLE

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

09/02/2004 WABDEL1 00000062 09917278 426.00 0P 02 FC:255

Bereskin & Parr

INTELLECTUAL PROPERTY LAW

August 31, 2004



Micheline Gravelle B.Sc., M.Sc. (Immunology)
416 957 1682 mgravelle@bereskinparr.com

Your Reference: 09/917,278
Our Reference: 9579-39

The Commissioner for Patents
P.O. Box 1450
Alexandria, VA
U.S.A. 22313-1450

Dear Sir:

Re: PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)
U.S. Patent Application No. 09/917,278
Filed: July 30, 2001
Title: Methods of Treating Cancer by Administering Antibodies to OX-2
Examiner: Phillip Gambel
Art Unit: 1644

The present letter is further to the Response and Petition for Extension of Time filed June 29, 2004, with respect to the above-referenced patent application. An extension of time fee of \$55.00 (small entity) was paid.

Applicant encloses herewith a Request for Continued Examination (RCE) Transmittal, and our firm's cheque no. 6887 in the amount of \$805. The fee is made up of the RCE fee of \$385 (small entity) and the extension of time fee of \$420 (\$475 minus \$55 which was paid on June 29, 2004) for response within three months after the time period set as provided in 37 CFR 1.17(a). A Petition For Extension of Time Under 37 CFR 1.136(a) form PTO/SB/22 is attached.

Please send all correspondence to the Toronto office:

Scotia Plaza, 40 King St. West, 40th Floor,
Toronto, Ontario, Canada M5H 3Y2
Tel: 416.364.7311 Fax: 416.361.1398

2000 Argentia Rd., Plaza 4, Ste. 430,
Mississauga, Ontario, Canada L5N 1W1
Tel: 905.812.3600 Fax: 905.814.0031

Waterloo Technology Campus, 408 Albert St., Ste. 2,
Waterloo, Ontario, Canada N2L 3V3
Tel: 519.783.3210 Fax: 519.783.3211

If additional fees are required, please charge the fees to our Deposit Account No. 02-2095. This letter is enclosed in duplicate.

Respectfully submitted,

REGINALD M. GORCZYNSKI

A handwritten signature in cursive script, appearing to read "M. Gravelle".

Micheline Gravelle
Registration No. 40,261

MG/jl
Enc.